Appl. No. 10/698/231 Amdt. Dated: 11/16/2004

Reply to Office Action of 10/25/2004

LISTING OF CLAIMS

Claim 1: (Currently amended) A dancing toy lollipop comprising, like current lollipops, at least one edible piece made of candy or any suitable confectionery, attached to the top end portion of a holding stick, made, in turn, of any suitable material, wherein, in order to add an amusing effect to the candy, the union between said edible piece and the holding stick is loose and movable, instead of tight and rigid as in known lollipops, therefore converting said edible piece into a movable edible piece, which is provided with an assembling cavity, having said cavity at least one outer opening and a narrow throat, and being said cavity properly configured to insert through said throat and allocate inside said assembling cavity, the top end of the holding stick, which, in turn, is provided with appropriately configured and dimensioned retaining means, such that said retaining means are able to expand inside said assembling cavity in said movable edible piece, to reliably retain said movable edible piece assembled to said holding stick in the desired position, but, at the same time, allowing a substantial clearance between the inserted portion of said holding stick and said assembling cavity, in such a manner, that said movable edible piece is free to rock, swing, swivel, rotate, slide or perform combined motions relative to said holding stick, in a sort of dancing like random movements, when the holding stick of the dancing toy lollipop is held and is flipped, shaken, revolved or conveniently moved in diverse ways by the user's hand or by the action of the user's tongue, when the movable edible piece of the dancing toy lollipop is licked, sucked or bitten by the user, for his/her amusement and entertainment.

Claim 2: (Currently amended) A dancing toy lollipop as set forth in claim 1, wherein said movable edible piece is made in one or more parts properly joined together by any convenient means, such as, but not limited to, any convenient available edible sugar base adhesives.

Claims 3-4: (Cancelled)

Claim 5: (Currently amended) A dancing toy lollipop as set forth in claim 1, wherein, optionally, multiple movable pieces are assembled to, or stacked one above the other on one same holding stick, being said movable pieces edible, such as hard candies or any other kind of confectioneries, including confectioneries for medical purposes.

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Claim 6: (Currently amended) A dancing toy lollipop as set forth in claim 5, wherein, one or

more of said movable pieces are inedible and, like the movable edible pieces, are provided

with an assembling cavity with one or more outer openings and an insertion throat, so that

said movable inedible pieces are assembled to the holding stick in the same way that the

movable edible pieces, and are free to move in relation to said holding stick, performing

random dancing like movements, when the dancing like lollipop is conveniently moved by the

user, but, at the same time, said movable inedible pieces are used for diverse purposes, such

as, but not limited to, decorative purposes, spacing between movable edible and/or inedible

pieces, as well as hygienic purposes, as finger guards, preventing the contact between the

user's fingers and the edible pieces, or combinations of any of said purposes, being said

movable inedible pieces manufactured of any suitable non toxic material and by any

appropriate manufacturing process.

Claim 7: (Currently amended) A dancing toy lollipop as set forth in claim 1, wherein, to

increase the variety of combinations, in order to improve the user's amusement, the movable

edible pieces are made in different sizes, colors, flavors and shapes, having all said movable

edible pieces in common the interior assembling cavities for their assembling to the holding

stick.

Claim 8: (Currently amended) A dancing toy lollipop as set forth in claim 1, wherein the

assembling cavity in said movable edible pieces is provided with openings to opposite sides,

and the upper outer opening of the cavity in the uppermost movable edible piece is closed by

an optional edible plug securely fixed by any appropriate procedure, such as, but not limited

to, tight fit or any edible adhesive, and said plug is made in many different configurations,

colors, and flavors, contributing to the decorative and pleasure features of the dancing toy

lollipop.

Claim 9: (Currently amended) A dancing toy lollipop as set forth in claim 1, wherein the

holding stick has a lower grip portion to be held by the user's hand, and at least one top end to

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be inserted into the assembling cavity of the movable edible pieces, and said holding stick

comprises one or more fixed or movable parts, made of suitable inedible or edible materials

with appropriate chemical and physical properties, including, but not limited to, non toxicity

and resiliency and/or flexibility, being said holding stick configured to any convenient

geometrical cross-section, size and shape, including ramified configurations with multiple top

ends, being each top end, in turn, provided with retaining elements for the assembling of one

or more movable edible pieces to said holding stick.

Claim 10: (Cancelled)

Claim 11: (Currently amended) A dancing toy lollipop as set forth in claim 9, wherein the

holding stick is provided with a top end attachment, forming a tiny universal joint with the

end opposite to the grip portion of said holding stick, as a movable top end attachment of said

holding stick, and a movable edible piece is then tightly molded or fixed by any suitable

procedure to said attachment, so that said movable edible piece fixed to the movable top end

attachment, is free to rock, swing, rotate or perform random combined movements, in

relation to the grip portion of the holding stick, when the dancing toy lollipop is conveniently

moved by the user.

Claims 12-13: (Cancelled)

Claim 14: (Currently amended) A dancing toy lollipop as set forth in claim 1, wherein the

retaining means are attached or integrated to the holding stick, and have diverse

configurations and working principles, such as, but not limited to, flexible or articulated

elements, which momentarily bend or collapse inwards to let the assembling portion of said

holding stick pass through the insertion throat in the assembling cavity of the movable edible

piece and then, spring open, expanding in said assembling cavity inside said movable edible

piece, being said retaining elements conveniently configured, dimensioned and positioned, to

provide a movable union between one or more movable edible pieces and said holding stick,

while said movable edible pieces are reliably retained in the desired position, but, at the same

time, are free to perform random motions, such as rocking, swinging, swiveling, rotating,

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sliding, or any combination of movements, in relation to said holding stick when the dancing

toy lollipop is conveniently moved by the user.

Claim 15: (Cancelled)

Claim 16: (Currently amended) A dancing toy lollipop as set forth in claim 1, wherein the

function of retaining means is performed by a sliding retaining element, made of any suitable

material, and provided with a properly configured central hole through which is inserted the

holding stick, and said sliding retaining element is locked to said holding stick at any

desired axial position by means of a simple self locking resilient or articulated element or by

elastic tight fit, in such a way, that when said locking element is released by the user, said

sliding retaining element is free to be manually displaced by the user along the holding stick,

to adjust the axial position of said sliding retaining element on the holding stick, in order to

keep one or more equal or different movable edible pieces assembled to said holding stick in

the desired position.

Claims 17-19: (Cancelled)

Claim 20: (Currently amended) A dancing toy lollipop as set forth in claim 1, wherein the

holding stick and any inedible elements are washable and reusable, and the retaining means

are properly configured to allow the user to replace the consumed movable edible pieces with

new ones, and to create different combinations of movable edible and inedible pieces, with a

great variety of configurations, flavors and colors, increasing the user's amusement.

Claim 21-23: (Cancelled)

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